

# **EXHIBIT 1**

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UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

C.A. No. 04-11193NG

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SHAWN DRUMGOLD,  
Plaintiff

vs.

TIMOTHY CALLAHAN,  
FRANCIS M. ROACHE,  
PAUL MURPHY, RICHARD WALSH,  
AND THE CITY OF BOSTON,  
Defendants

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CONTINUED DEPOSITION OF SCOTT KELLER, a  
witness called by counsel for the Defendant,  
Paul Murphy, taken pursuant to the applicable  
provisions of the Federal Rules of Civil  
Procedure, before Joann Denning, a Shorthand  
Reporter and Notary Public in and for the  
Commonwealth of Massachusetts, at the offices  
of Bonner Kiernan Trebach & Crociata,  
One Liberty Square, Boston, Massachusetts,  
on Thursday, October 19, 2006, commencing  
at 10:19 a.m.

1 Q. Is there a chance that you did some  
2 investigation and just did not put any time  
3 down, or is it your memory there was a gap  
4 period of time before you really got going?

5 A. There was a gap. I think we were waiting for  
6 money to be allowed, I think.

7 Q. Your memory as you sit here today, during that  
8 period of time there was no work done on the  
9 file?

10 A. Correct.

11 Q. Then at which point in time you got some funds  
12 and you started doing additional work?

13 A. I'm not sure when the motion was allowed.  
14 That's probably right in my memory.

15 Q. In any event, did you discuss whether or not  
16 Gemini Hullum reached out to Ms. Scapicchio or  
17 that you had to go find her?

18 A. I don't recall what the initial -- there's a  
19 correspondence, I believe, between Rosie's  
20 secretary and myself or it may have been  
21 Rosemary, but I know her secretary sent it out  
22 to me, regarding both Olisa Graham and Gemini  
23 Hullum and possible -- maybe addresses.

24 Q. That was dated -- that particular letter was